

HAZS – Hazardous substances

The relevant area specific zone chapter provisions apply in addition to this chapter.

Overview

The use of hazardous substances in New Zealand is primarily managed by the Hazardous Substances and New Organisms Act 1996 (HSNO Act), the Health and Safety at Work Act 2015 (HSW Act) and relevant regulations.

Because the District Plan seeks to avoid duplication of requirements and obligations that arise under other legislation and regulations, the provisions of this chapter are designed to manage the effects of use, storage, or disposal of hazardous substances, only to the extent that those effects are not within the ambit of existing legislation and regulations.

Objectives

HAZS-O1 Manufacture, use and storage of hazardous substances.

To protect the community and natural environment from the adverse effects associated with the manufacture, use and storage of hazardous substances.

HAZS-O2 Use of hazardous substances.

To enable activities to utilise hazardous substances where necessary for their operations, in appropriate locations.

Policies

HAZS-P1 Reverse sensitivity.

Ensure that activities are able to utilise hazardous substances in compliance with relevant regulation as necessary to their operation, without being compromised by 'reverse sensitivity' (that is, by residential or other sensitive activities moving closer and seeking higher amenity levels, including reduced risks from hazardous substances).

HAZS-P2 Significant hazardous facilities.

Ensure that significant hazardous facilities are appropriately sited and managed in order to reduce risks to the environment and community to acceptable levels.

HAZS-P3 Duplication of regulation.

Avoid any unnecessary duplication of regulation between the Hazardous Substances and New Organisms Act 1996, the Health and Safety at Work Act 2015 and relevant regulations, and the District Plan.

Rules

Land use – activities (zones specified in first column)

HAZS-R1	The storage, handling or use of hazardous substances except where Rule HAZS-R2, HAZS-R3 or HAZS-R4 apply	
All zones	(1) Activity status: PER Activity-specific standards: Nil.	(2) Activity status where compliance not achieved: n/a
HAZS-R2	The storage, handling or use of hazardous substances in a Significant Hazard Facility	
All zones	<p>(1) Activity status: DIS</p> <p>For discretionary activities, the following criteria identify those matters which Council may assess the activity against. However, for discretionary activities Council's assessment is not restricted to these matters:</p> <p>(a) Risk assessment comprising:</p> <ul style="list-style-type: none"> (i) The probability and potential consequences of an accident leading to the release or loss of control of hazardous substances; (ii) Potential risks and effects on people and neighbouring activities, with an emphasis on sensitive activities such as residential activities, educational facilities and community facilities; (iii) Potential risks and effects on natural ecosystems and the life supporting capacity of land and water, waterbodies and sources of potable water; (iv) Potential risks and effects on sites of significance to tangata whenua, sites of historical or archaeological significance and Outstanding Natural Features and Landscapes; (v) The potential for natural hazards to impact on the operation of the hazardous facility; and (vi) The potential for cumulative adverse effects of hazardous substances. <p>(b) Alternative locations:</p> <ul style="list-style-type: none"> (i) An assessment of alternative locations, having particular regard to locations both within the site and outside the site; <p>(c) Records for existing activity:</p> <ul style="list-style-type: none"> (i) The record of compliance and acceptable risk management of any existing activity where expansion of an existing activity is proposed. 	

Note: Land use activities continue on the next page.

HAZS-R3	Significant hazard facility
<ul style="list-style-type: none"> • LLRZ – Large lot residential zone; • GRZ – General residential zone; • MRZ – Medium density residential zone; • RLZ – Rural lifestyle zone; • SETZ – Settlement zone; or • RPZ – Rangitahi Peninsula zone 	(1) Activity status: NC
HAZS-R4	Any new storage or use of hazardous substances with explosive or flammable intrinsic properties within 12m of the centre line of a National Grid Transmission Line
All zones	(1) Activity status: NC